

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.: 09792350-0047

First Named Inventor: GRIER, David

Title: Improved Apparatus, System and Method for Applying Optical Gradient Forces

Express Mail No. EV328241509US

Date of Deposit: November 4, 2003

U.S. PTO  
10/701324  
110403

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ This Form includes the Fee Transmittal (See Box 19)  
(Submit an original and a duplicate for fee processing)

2. ☒ Applicant claims small entity status. (See 37 CFR 1.27)

3. ☒ Specification [Total Pages 30]  
WO02/093202

4. ☒ Drawing(s) (35 USC 113) [Total Sheets 4]

5. ☒ Declaration and Power of Attorney [Total Pages 3]

a. ☒ Newly unexecuted (original or copy)

b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)

i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate

8. ☐ Nucleotide and/or Amino Acid Sequence Submission

a. ☐ Computer Readable Form (CRF)

b. ☐ Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R in duplicate; or

ii. ☐ paper

c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s) - from  
parent application - USSN 09/855,995

10. ☐ 37 CFR 3.73(b) Statement

11. ☐ English Translation Document (if applicable)

12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS  
Citations

13. ☒ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503)

15. ☐ Certified copy of \_\_\_\_\_ Priority Document:  
Document No. \_\_\_\_\_, filed on \_\_\_\_\_.

16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(I).  
Applicant must attach form PTO/SB/35 or its equivalent.

17. ☒ Other: Int'l Search Report; Int'l Prel. Exam Report

18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP)

of prior application of PCT/US02/15351

Prior application information:

Examiner Name: \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. FEE CALCULATIONS:

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE
	TOTAL CLAIMS	119	99	\$9.00	\$385.00
	INDEPENDENT CLAIMS	10	7	\$43.00	\$301.00
	ANY MULTIPLE DEPENDENT CLAIMS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			\$145.00	\$
	SUBTOTAL				\$1577.00

a. ☒ In connection with this application, the Commissioner is hereby authorized to credit overpayments or to charge any additional fee required to Deposit Account No. 19-3140. A duplicate copy of this sheet is enclosed.

b. ☒ The enclosed credit card payment form to charge the amount of \$1577.00 covers the total claim fee

20. ☒ Customer No. 026263

Dated: November 4, 2003

SIGNATURE: \_\_\_\_\_

David R. Metzger, (Reg. No. 32,919)